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DEP-3 REF

Atty. Dkt. No. 078883-0166

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: RICHMOND et al.

2005 OCT -4 5:13

Title: ANIMAL CELL COLONY PICKING APPARATUS AND METHOD

US PATENT & TRADEMARK OFFICE

Appl. No.: 10/631,845

Filing Date: 08/01/2003

Examiner: Unassigned

Art Unit: 3765

ASSERTION OF SMALL ENTITY STATUS

AND REQUEST FOR REFUND

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Pursuant to 37 C.F.R. §1.27(c)(1), Applicants hereby assert entitlement to small entity status in the above-identified application.

Not more than three months ago, on Friday, August 12, 2005, Applicants paid a fee in the amount of \$100.00 to cover extra claims fee for this application at the large entity rate. Pursuant to 37 C.F.R. §1.28(a), Applicants hereby request a refund of \$50.00, which is 50% of the fee paid (i.e. the "excess amount"). Please credit this amount to Deposit Account No. 19-0741.

Respectfully submitted,

Date

Oct 3, 2005

By

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PRELIMINARY AMENDMENT UNDER 37 CFR § 1.115

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants request entry of the following amendments prior to examination of this application.

Amendments to the Claims are reflected in the listing of claims that begins on page 2 of this document.

Remarks/Arguments begin on page 6 of this document.

Adjustment date: 11/14/2005 SDIRETA1
08/15/2005 JADD01 00000053 10631845
01 FC:1202 -100.00 OP

10/15/2005 JADD01 00000053 10631845
11 FC:1202 100.00 OP

11/14/2005 SDIRETA1 00000018 10631845
01 FC:2202 50.00 OP

Repln. Ref: 11/14/2005 SDIRETA1 0011295700
DAH:190741 Name/Number:10631845
FC: 9204 \$50.00 CR